IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

APPEAL FROM ORDER NO. 522 OF 2005

Smt. Shamal Gajanan Chitale
and Anr. .. Appellants

Vs.

Smt. Yamuna Vinayak Chitale
and ors. .. Respondents

Mr. M.L. Patil for Appellants.
Ms. Shama Ghotekar h/f Mr. S.B. Shetye for Respondents.

CORAM: B.H. MARLAPALLE, J.

Date : June 29, 2005.

P.C.:

. In Special Civil Suit No.58 of 2002 applications at Exhs. 223 and 258 came to be filed by the appellants-plaintiffs and by impugned order dated 29/3/2005 both these applications have been rejected. Admittedly, the impugned order is not appealable and, therefore, the appeal filed is not maintainable. Mr. Patil, the learned counsel for the appellants, therefore, seeks leave to withdraw the appeal with liberty.

. Leave granted and the appeal is disposed as withdrawn with liberty as is permissible in law. The ad-interim order passed on 26/4/2005 will continue to operate for a period of two weeks from today.

(B.H. Marlapalle,J.)